

APPENDIX

FILED

JAN 17 1972

E. ROBERT SEEVER, CLERK

**In the Supreme Court
of the United States**

TERM, 1971

No. 70-314

BRUNETTE MACHINE WORKS, LTD.,
Petitioner,

—VS.—

KOCKUM INDUSTRIES, INC.,
Respondent.

**ON WRIT OF CERTIORARI TO THE UNITED STATES
COURT OF APPEALS FOR THE NINTH CIRCUIT**

STEVENS-HESS LAW PUB. CO., PORTLAND, ORE.

1-72

**Petition for Certiorari Filed June 21, 1971
Certiorari Granted December 7, 1971**

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APPENDIX

Date	Chronological List of Relevant Docket Entries
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1969

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|--------|--|
| Jan 23 | Complaint filed U.S. District Court for the District of Oregon |
| 23 | District Court clerk issued summons and mailed by registered mail to Brunette Machine Works, Ltd., 149 Nelson Street, New Westminster, British Columbia, Canada. |
| 29 | District Court clerk received return receipt on registered mail to Brunette Machine Works, Ltd. (received 1-27-69) |
| Feb 7 | Deft's Motion to dismiss filed |
| 17 | Hearing on deft's motion to dismiss |
| 20 | Order entered sustaining deft's motion to dismiss |
| 28 | Plt's notice of appeal filed |

1971

- | | |
|--------|--|
| Apr 20 | Opinion and Judgment of Court of Appeals for Ninth Circuit filed |
| Jun 21 | Petition for writ of certiorari filed |
| Dec 7 | Certiorari granted |

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IN THE UNITED STATES DISTRICT COURT
 FOR THE DISTRICT OF OREGON

KOCKUM INDUSTRIES, INC.,)

Plaintiff,)

v.

BRUNETTE MACHINE
 WORKS, LTD.,

Defendant.)

CIVIL ACTION
 No. 69-42

COMPLAINT

I

This is an action for patent infringement; this Court has jurisdiction under 28 U.S.C., §§ 1338(a) and 1391(d), and ORS 14.035.

II

Plaintiff Kockum Industries, Inc., is a corporation of the State of Alabama having its principal place of business in Talladega, Alabama, and having a regular and established place of business in Tualatin, Oregon.

III

Defendant Brunette Machine Works Ltd., is a corporation of British Columbia, Canada, having its principal place of business at 149 Nelson Street, New Westminster, British Columbia.

IV

On October 7, 1958, United States Letters Patent No. 2,855,010 were duly and legally issued to Svenska Cellulosa Aktiebolaget, Stockholm, Sweden, for an invention in a barking machine, and all rights in said patent have been subsequently duly and legally assigned to plaintiff by an instrument in writing recorded in the United States Patent Office, and all rights in said patent are now owned by plaintiff.

V

On December 25, 1956, United States Letters Patent No. 2,775,274 were duly and legally issued to Axel Erland Andersson, Gavle, Sweden, for a bark-removing machine, and all rights in said patent have been subsequently duly and legally assigned to Soderhamns Verkstader AB, a corporation of Sweden, and by such corporation to plaintiff, all by instruments in writing recorded in the United States Patent Office, and all rights in said patent are now owned by plaintiff.

VI

In about 1964, defendant Brunette Machine Works Ltd., commenced the manufacture and sale in British Columbia of a ring-type debarker with self-opening tool arms commonly known in the trade as the "Brunette" barker.